

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

Whole Woman's Health, et al.,

Plaintiffs,

v.

Austin Reeve Jackson, et al.,

Defendants.

Case No. 1:21-cv-00616-RP

NOTICE TO THE COURT

On May 21, 2022, the defendants filed a motion to dismiss in part for lack of subject-matter jurisdiction (ECF No. 101). The motion indicated that the plaintiffs were unopposed, but that was representation was mistaken and the defendants will file a corrected motion later today. On Friday, May 20, 2022, Mr. Hearron, counsel the plaintiffs, sent an e-mail to counsel for the defendants stating "Plaintiffs are unopposed," but that e-mail was sent in response to an e-mail requesting the plaintiffs' position on a soon-to-be-filed motion of Halie Daniels to withdraw as counsel for the defendants. Mr. Mitchell misread the e-mail as indicating that the plaintiffs were unopposed to the motion to dismiss in part for lack of subject-matter jurisdiction, rather than the motion of Ms. Daniels to withdraw as counsel. The defendants therefore withdraw the motion that was filed on May 21, 2022 (ECF No. 101), and will file a corrected motion indicating that the defendants will file a statement setting forth their position.

Respectfully submitted.

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Dated: May 22, 2022

CERTIFICATE OF SERVICE

I certify that on May 22, 2022, I served this document through CM/ECF upon:

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